

House Bill 1592

By: Representatives Drenner of the 86th, Orrock of the 58th, Ashe of the 56th, Watson of the 91st, Mosby of the 90th, and others

A BILL TO BE ENTITLED

AN ACT

1 To amend Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to
2 incorporation of municipal corporations, so as to require for referendum approval of new
3 incorporations; to provide for related matters; to repeal conflicting laws; and for other
4 purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation
8 of municipal corporations, is amended by adding a new Code Section 36-31-6.1 to read as
9 follows:

10 "36-31-6.1.

11 (a) Any local Act chartering a new municipal corporation must include a provision that it
12 will become effective only if it is approved by the voters of the unincorporated areas of the
13 county in which the new municipal corporation will be located at a special election to be
14 held for that purpose. In the case of a new municipal corporation to be located in more
15 than one county, the concurrent approval of the voters of the unincorporated areas of each
16 affected county shall be required.

17 (b) In addition to the voter approval required under subsection (a) of this Code section,
18 such a local Act may, but shall not be required to, provide that it must receive concurrent
19 approval by the voters of the territory which will be incorporated as the new municipal
20 corporation."

21 **SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.